



Honorable Gregg W. Zive  
United States Bankruptcy Judge



Entered on Docket  
September 18, 2017

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E-File: July 12, 2017

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**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:  
  
CAL NEVA LODGE, LLC,  
  
Debtor.

Case No. 16-51281-gwz

Chapter 11

**ORDER DENYING CAL NEVA  
LODGE, LLC'S MOTION FOR ORDER  
OF SUBSTANTIVE CONSOLIDATION**

[Re: Docket No. 292]

Hearing Date: September 14, 2017  
Hearing Time: 9:00 a.m.

Upon the motion (the “Motion”) of Cal Neva Lodge, LLC for entry of an order substantively consolidating Cal Neva Lodge, LLC and its wholly owned subsidiary New Cal-Neva Lodge, LLC, the above-captioned debtor and debtor in possession (“Debtor”), all as more fully set forth in the Motion; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) as to which this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that Notice of the Motion was appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion, the oppositions thereto, and having heard the statements in support of the relief requested therein at a hearing before this Court (the “Hearing”); and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, and based on the findings and rulings made on the record, which are incorporated herein pursuant to Federal Rule of Civil Procedure 52 that is made applicable to bankruptcy proceedings under Federal Rule of Bankruptcy Procedure 7052, it is **HEREBY ORDERED THAT:**

1. The Motion is DENIED without prejudice.

In accordance with LR 9021, counsel submitting this document certifies as follows:

I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and each has approved or disapproved the order.

Respectfully submitted by:

/s/ Courtney Miller O’Mara  
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**Approved:**

*/s/ David M. Poitras*

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